

RECEIVED  
CENTRAL FAX CENTER

JUN 01 2006

**Yee &  
Associates, P.C.**

4100 Alpha Road  
Suite 1100  
Dallas, Texas 75244

Main No. (972) 385-8777  
Facsimile (972) 385-7766

**FACSIMILE COVER SHEET**

To: Commissioner for Patents for Examiner Vu, Thong H. Group Art Unit 2142	Facsimile No. 571/273-8300
From: Louise Fay Paralegal to Duke W. Yee	No. of Pages Including Cover Sheet: 3
Enclosed herewith: <ul style="list-style-type: none"><li>• Transmittal document; and</li><li>• Notice of Appeal.</li></ul>	
Re: Application Serial No. 09/965,940 Attorney Docket No. JP920000206US1	
Date: Thursday, June 1, 2006	
Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.	<i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i>

**PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION BY  
FAXING A CONFIRMATION TO 972-385-7766.**

RECEIVED  
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE JUN 01 2006

In re application of: Mukai

Serial No.: 09/965,940

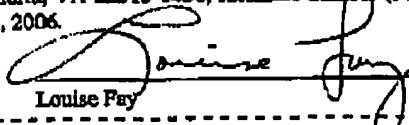
Filed: September 27, 2001

For: Method and System for Music  
Distribution§  
§  
§  
§  
§  
§

Group Art Unit: 2142

Examiner: Vu, Thong H.

Attorney Docket No.: JP920000206US1

Certificate of Transmission Under 37 C.F.R. § 1.8(a)  
I hereby certify this correspondence is being transmitted via  
facsimile to the Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, facsimile number (571) 273-8300 on  
June 1, 2006.  
By:   
Louise Fay

**TRANSMITTAL DOCUMENT**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

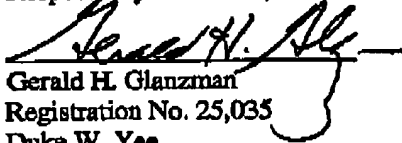
36736

PATENT TRADEMARK OFFICE  
CUSTOMER NUMBERSir:  
ENCLOSED HEREWITH:

- Notice of Appeal

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account 09-0461. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account 09-0461. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account 09-0461.

Respectfully submitted,

  
Gerald H. Glanzman  
Registration No. 25,035  
Duke W. YeeRegistration No. 34,285  
YEE & ASSOCIATES, P.C.  
P.O. Box 802333  
Dallas, Texas 75380  
(972) 385-8777  
ATTORNEYS FOR APPLICANT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Mukai

Serial No.: 09/965,940

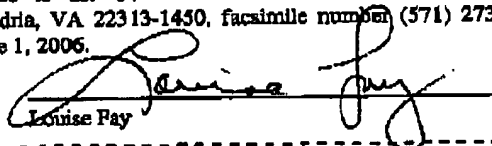
Filed: September 27, 2001

For: Method and System for Music  
Distribution**36736**  
PATENT TRADEMARK OFFICE  
CUSTOMER NUMBER§  
§  
§  
§  
§  
§

Group Art Unit: 2142

Examiner: Vu, Thong H.

Attorney Docket No.: JP920000206US1

Certificate of Transmission Under 37 C.F.R. § 1.8(a)  
I hereby certify this correspondence is being transmitted via  
facsimile to the Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, facsimile number (571) 273-8300  
on June 1, 2006.  
By:   
Louise Fay

**NOTICE OF APPEAL**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

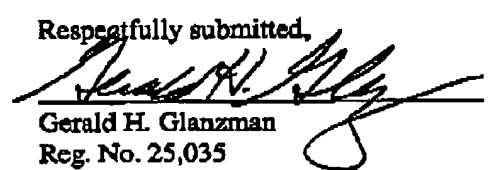
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated March 1, 2006 finally rejecting claims 1,3-6,8-10, and 12-18.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0461. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0461. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0461.

06/02/2006 EAREGAY1 00000096 090461 09965940

01 FC:1401 500.00 DA

Respectfully submitted,

  
Gerald H. Glanzman

Reg. No. 25,035

YEE &amp; ASSOCIATES, P.C.

P.O. Box 802333

Dallas, Texas 75380

(972) 385-8777

ATTORNEY FOR APPLICANT